

**SUPREME COURT MINUTES
WEDNESDAY, AUGUST 25, 2004
SAN FRANCISCO, CALIFORNIA**

S126397A103479 First Appellate District,
Division FiveCITY & COUNTY OF SAN FRANCISCO v. COBRA
SOLUTIONS INC.

Petition for review granted

Werdegar, J., was recused and did not
participate.

Votes: George, C.J., Kennard, Chin, and
Brown, JJ.

S112624B143162 Second Appellate District,
Division FiveLEWIS JORGE CONSTRUCTION v. POMONA
UNIFIED SCHOOL DISTRICT

Supplemental briefing ordered

The parties are directed to answer the
following question in letter briefs to be received
by this court not later than 5 pm on Tuesday,
September 14, 2004. Reply letter briefs must be
received by this court not later than 5 pm on
Tuesday, September 21, 2004.

Would an award for lost future profits on
other, unawarded contracts have been proper as
special damages under California law in this
case?

S125898

C037000 Third Appellate District

PEOPLE v. ALCALA

Review granted/briefing deferred (rule 29.1)

Further action in this matter is deferred pending
consideration and disposition of a related issue
in *People v. Hofsheier*, S124636 (see Cal. Rules
of Court, rule 28.2(d)(2)), or pending further
order of the court. Submission of additional
briefing, pursuant to California Rules of Court,
rule 29.1, is deferred pending further order of
the court.

Votes: George, C.J., Kennard, Baxter,
Werdegar, Chin, Brown, and Moreno, JJ.

S125404

B174982 Second Appellate District,
Division Six

H. (NATHANIEL) ON H.C.

Review granted; transferred to CA 2/6 to issue OSC

The matter is transferred to the Second Appellate District, Division Six. That court is ordered to vacate its summary denial order dated May 27, 2004, and is further ordered to issue an order to show cause, returnable before that court. The Director of the California Youth Authority is to be ordered to show cause, when the matter is placed on calendar, why the detention of petitioner pending trial under Welfare and Institutions Code section 1800 does not deny petitioner equal protection of law. (See Pen. Code § 2960, et seq.; Welf. & Inst. Code § 6600 et. seq.) The return is to be filed on or before September 24, 2004.

Kennard, J., is of the opinion the petition should be granted and retained.

Votes: George, C.J., Werdegar, Chin, Brown, and Moreno, JJ.

S126487

MATTHEWS (IVAN) ON H.C.

Petition ordered withdrawn

pursuant to written request of petitioner

S125346

E035840 Fourth Appellate District,
Division Two

GARVEY (MICHAEL DEAN) ON H.C.

Petition for review denied

S125415

E035786 Fourth Appellate District,
Division Two

CRAWLEY (JON R.) ON H.C.

Petition for review denied

S125440

E035857 Fourth Appellate District,
Division Two

BAKER (FRED L.) ON H.C.

Petition for review denied

S125450

A095215 First Appellate District,
A096717 Division Four

RASHEDI v. MCCUE

Petition for review denied

S125456

A106125 First Appellate District,
Division Two

SMITH (BRYAN A.) ON H.C.
Petition for review denied

S125481

A103554 First Appellate District,
Division Four

MOORE v. CASSIL
Petition for review denied

S125514

E035871 Fourth Appellate District,
Division Two

RUCKER (WILLIE C.) ON H.C.
Petition for review denied

S125516

F031391 Fifth Appellate District

PEOPLE v. EWELL
Petitions for review denied

Baxter, J., was recused and did not participate.

S125542

B175661 Second Appellate District,
Division Five

KRISTOFF v. S.C. (WEIL)
Petition for review denied

S125574

H027306 Sixth Appellate District

PARROTT (RUDOLPH) ON H.C.
Petition for review denied

S125626

E035969 Fourth Appellate District,
Division Two

ZECH v. WCAB (MCGRAW HILL INC.)
Petition for review denied

George, C.J., was recused and did not
participate.

S125654

H026327 Sixth Appellate District
H026995

PEOPLE v. ISLAS
Petition for review denied

S125666

A101034 First Appellate District,
Division One

PEOPLE v. CALHOUN
Petition for review denied

S125706

G033927 Fourth Appellate District,
Division Three

VOLKSWAGEN OF AMERICA v. S.C. (CHAPMAN)

Petition for review denied

S125710

B174790 Second Appellate District,
Division Three

RAMIREZ v. WCAB (JLF ELECTRIC)

Petition for review denied

S125722

A099536 First Appellate District,
A099647 Division Three

VINE v. BEAR VALLEY SKI COMPANY

Petition for review & depublication request denied

Kennard, Werdegarr, and Chin, JJ., are of the
opinion the petition should be granted.

S125825

C044907 Third Appellate District

MEAD v. DICKINSON

Petition for review & depublication request denied

S125855

G032085 Fourth Appellate District,
Division Three

BRAMALEA v. RELIABLE INTERIORS INC.

Petition for review denied

S125902

G032244 Fourth Appellate District,
Division Three

PEOPLE v. CHAPA

Petition for review denied

S125921

G031846 Fourth Appellate District,
Division Three

PEOPLE v. PHAN

Petition for review denied

Petition for review denied without prejudice to
any relief to which defendant might be entitled
after this court determines in *People v. Black*,
S126182, and *People v. Towne*, S125677, the
effect of *Blakely v. Washington* (2004) ___
U.S. ___ S.Ct. 2531, on California law.

S125926

B168714 Second Appellate District,
Division Five

PEOPLE v. JOHNSON

Petition for review denied

S125936

F041558 Fifth Appellate District

PEOPLE v. JAIME

Petition for review denied

Petition for review denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) ___ U.S. ___ S.Ct. 2531, on California law.

S125937G032631 Fourth Appellate District,
Division Three

PEOPLE v. COLE

Petition for review denied

Petition for review denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) ___ U.S. ___ S.Ct. 2531, on California law.

S125944A096633 First Appellate District,
Division Three

PEOPLE v. MUHAMMAD

Petition for review denied

S126029A097724 First Appellate District,
Division Three

PEOPLE v. HILL

Petition for review denied

S126046A102077 First Appellate District,
Division One

PEOPLE v. SMITH

Petition for review denied

Petition for review denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) ___ U.S. ___ S.Ct. 2531, on California law.

S126077A097686 First Appellate District,
Division Four

PEOPLE v. LOVINGS

Petition for review denied

S126096

H026457 Sixth Appellate District

PEOPLE v. GARCIA-VERA

Petition for review denied

Kennard, J., and Werdegar, J., are of the opinion
the petition should be granted.

S126104B167164 Second Appellate District,
Division Eight

HEATH v. NATIONSCREDIT FINANCIAL SVCS

Petition for review denied

S126106A097014 First Appellate District,
Division Three

PEOPLE v. SALCIDO

Petition for review denied

S126117G032266 Fourth Appellate District,
Division Three

PEOPLE v. NWANDU

Petition for review denied

S126124B166621 Second Appellate District,
Division Three

H. (DANNY), IN RE

Petition for review denied

S126144A101103 First Appellate District,
Division Three

PEOPLE v. JACKSON

Petition for review denied

Kennard, J., is of the opinion the petition should
be granted.

S126167B170557 Second Appellate District,
Division Seven

PEOPLE v. WILSON

Petition for review denied

S126213B162577 Second Appellate District,
Division One

LO v. STATE OF CALIFORNIA

Petition for review denied

S126227B162942 Second Appellate District,
Division Two

NESBITT v. COAST TO COAST GLASS CORP.

Petition for review denied

S126228

B176139 Second Appellate District,
Division Seven

HARBESON v. ALCOHOLIC BEV CONTR APPL BD.
Petition for review and application for stay denied

S126268

D043990 Fourth Appellate District,
Division One

CTC REAL ESTATE SERVICES v. DAVIS
Petitions for review denied

S126286

F045783 Fifth Appellate District

MEDELLIN v. S.C. (PEOPLE)
Petition for review denied

S126291

B164405 Second Appellate District,
Division Four

SALTZBURG, RAY & BERGMAN v. EFROS
Petition for review denied

S126305

D042100 Fourth Appellate District,
D042375 Division One

S. (JOSHUA), ADOPTION OF
Petition for review denied

S126331

E035906 Fourth Appellate District,
Division Two

MARTIN v. TZAKIS
Petition for review denied

Werdegar, J., was recused and did not
participate.

S126332

E035827 Fourth Appellate District,
Division Two

MARTIN v. KAISER FOUNDATION HOSPITAL
Petition for review denied

Werdegar, J., was recused and did not
participate.

S126336

C046876 Third Appellate District

KIDD v. U.S. FUND AND INVESTMENT
CONSULTANTS INC.
Petition for review denied

S126353

D043950 Fourth Appellate District,
Division One

T., (ROY JR.), IN RE
Petition for review denied

S126360

A101905 First Appellate District,
Division Four

PEOPLE v. SANDERS

Petition for review denied

S126362

C044550 Third Appellate District

PEOPLE v. SEXTON

Petition for review denied

S126364

H025694 Sixth Appellate District

PEOPLE v. CHAIRES

Petition for review denied

S126367

F044522 Fifth Appellate District

MATTSON v. STATE OF CALIFORNIA

Petition for review denied

Baxter, J., was recused and did not participate.

S126370

C041466 Third Appellate District

PEOPLE v. GORDON

Petition for review denied

Petition for review denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) ___ U.S. ___ S.Ct. 2531, on California law.

S126373

A107015 First Appellate District,
Division Three

SILVA (JORGE RAMIREZ) ON H.C.

Petition for review denied

S126381

G031083 Fourth Appellate District,
Division Three

PEOPLE v. CARDWELL

Petition for review denied

S126383

G032527 Fourth Appellate District,
Division Three

PEOPLE v. PHILPOT

Petition for review denied

S126384

B167350 Second Appellate District,
Division Six

PEOPLE v. GALICIA

Petition for review denied

S126389

G032951 Fourth Appellate District,
Division Three

G., (DONTAY), IN RE
Petition for review denied

S126392

A106763 First Appellate District,
Division Two

KEISER v. LAKE COUNTY BOARD OF SUPERVIS
(LAKE COUNTY SUPERIOR COURT)
Petition for review denied

S126396

B164598 Second Appellate District,
Division Seven

PEOPLE v. BAILEY
Petition for review denied

Petition for review denied without prejudice to
any relief to which defendant might be entitled
after this court determines in *People v. Black*,
S126182, and *People v. Towne*, S125677, the
effect of *Blakely v. Washington* (2004) ___
U.S. ___ S.Ct. 2531, on California law.

S126398

C044798 Third Appellate District

PEOPLE v. SANDERS
Petition for review denied

S126400

B175655 Second Appellate District,
Division Four

MOULTRIE v. S.C. (PEOPLE)
Petition for review denied

S126405

A099814 First Appellate District,
Division Four

PEOPLE v. NASON
Petition for review denied

S126407

B168495 Second Appellate District,
Division Eight

PEOPLE v. WENTLING
Petition for review denied

S126408

E034658 Fourth Appellate District,
Division Two

SAN ANTONIO CANYON MUTUAL SERVICE CO.
v. MT. BALDY RANCH LLC
Petition for review denied

S126410

B166985 Second Appellate District,
Division Three

PEOPLE v. HILL
Petition for review denied

S126411

E032655 Fourth Appellate District,
Division Two

PEOPLE v. CAMPOSANO

Petition for review denied

S126421

B168984 Second Appellate District,
Division Five

PEOPLE v. ROETTGEN

Petition for review denied

Petition for review denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) __ U.S. __ S.Ct. 2531, on California law.

S126422

B175405 Second Appellate District,
Division Five

BRENTWOOD ESCROW v. S.C. (10000 MILLENIUM PLAZA LLC.

Petition for review denied

S126426

G032337 Fourth Appellate District,
Division Three

KOLEV v. PRESCOTT

Petition for review denied

S126437

B175312 Second Appellate District,
Division Two

FELTS v. S.C. (PEOPLE)

Petition for review denied

S126438

B168270 Second Appellate District,
Division Seven

PEOPLE v. ALLEN

Petition for review denied

S126441

B171016 Second Appellate District,
Division Three

PEOPLE v. PERATER

Petition for review denied

S126442

B167084 Second Appellate District,
Division Five

PEOPLE v. ARANDA

Petition for review denied

S126447

C042629 Third Appellate District

PEOPLE v. POST

Petition for review denied

S126449

D041358 Fourth Appellate District,
D041569 Division One
D042959

COLLINS v. FELDMAN
Petition for review denied

S126450

B167223 Second Appellate District,
Division Five

PEOPLE v. ARELLANO
Petitions for review denied

S126457

D044512 Fourth Appellate District,
Division One

LOPEZ v. S.C. (STANLY)
Petition for review denied

S126458

D042503 Fourth Appellate District,
Division One

PEOPLE v. JOHNSON
Petition for review denied

S126465

D044110 Fourth Appellate District,
Division One

TAYLOR v. CDC CALIPATRIA STATE PRISON
Petition for review denied

S126470

G032604 Fourth Appellate District,
Division Three

PICOZZI v. MILLER
Petition for review denied

S126472

F043577 Fifth Appellate District

VASQUEZ v. BONI
Petition for review denied

George, C.J., was recused and did not
participate.

S126474

B166025 Second Appellate District,
Division Six

PEOPLE v. THOMAS
Petition for review denied

S126477

B176203 Second Appellate District,
Division Eight

DINKINS v. S.C. (CITY OF LOS ANGELES)
Petition for review denied

S126478 B175506	Second Appellate District, Division One	LEE v. S.C. (PEOPLE) Petition for review and application for stay denied
S126481 F041559	Fifth Appellate District	PEOPLE v. SEJA Petition for review denied
S126482 F041290	Fifth Appellate District	PEOPLE v. ERWIN Petition for review denied
S126491 F042484	Fifth Appellate District	PEOPLE v. SERNA Petition for review denied
S126493 D044610	Fourth Appellate District, Division One	MEALS v. S.C. (PEOPLE) Petition for review and application for stay denied
S126501 E034342	Fourth Appellate District, Division Two	PEOPLE v. MOORE Petition for review denied
S126503 E033513	Fourth Appellate District, Division Two	PEOPLE v. VALDEZ Petition for review denied
S126507 G031788	Fourth Appellate District, Division Three	PEOPLE v. DIFFLEY Petition for review denied
S126508 H026482	Sixth Appellate District	M. (GABRIEL), IN RE Petition for review denied
S126509 E033801	Fourth Appellate District, Division Two	PEOPLE v. TOBIAS Petition for review denied
S126526 G033188	Fourth Appellate District, Division Three	PEOPLE v. BIELA Petition for review denied

S126535

G032036 Fourth Appellate District,
Division Three

PEOPLE v. ALVARADO

Petition for review denied

S126536

A103826 First Appellate District,
Division Five

BERRY v. BERRY

Petition for review denied

S126537

B165280 Second Appellate District,
Division Eight

PEOPLE v. WILLIAMS

Petition for review denied

S126542

E033428 Fourth Appellate District,
Division Two

PEOPLE v. WEBSTER

Petition for review denied

S126544

C044820 Third Appellate District

KILLINGSWORTH v. NOR-CAL PRODUCTS

Petition for review denied

S126547

C043080 Third Appellate District

PEOPLE v. WEST

Petition for review denied

S126548

B170069 Second Appellate District,
Division Eight

PEOPLE v. BROADNAX

Petition for review denied

S126549

A102825 First Appellate District,
Division Three

PEOPLE v. HUSACK

Petition for review denied

S126563

D042380 Fourth Appellate District,
Division One

PEOPLE v. ROBBINS

Petition for review denied

S126583

B169042 Second Appellate District,
Division Three

A. (A.), IN RE

Petition for review denied

S126599

E033596 Fourth Appellate District,
Division Two

PEOPLE v. CANNON

Petition for review denied

S126603

G031638 Fourth Appellate District,
Division Three

PEOPLE v. UBINA

Petition for review denied

S126621

A101124 First Appellate District,
Division Five

POPEJOY v. JACK IN THE BOX

Petition for review denied

S126696

A082539 First Appellate District,
Division Two

STILLS v. CA 1/2 (PEOPLE)

Petition for writ of mandate/prohibition denied

S127016

B176334 Second Appellate District,
Division Seven

MORTON v. SUPERIOR COURT (MORTON)

Petition for review and application for stay denied

S127111

B176592 Second Appellate District,
Division One

ANIA v. S.C. (VALENCIA)

Petition for review and application for stay denied

S127160

B177018 Second Appellate District,
Division Six

FORD MOTOR COMPANY v. S.C. (LIPPINCOTT)

Petition for review and application for stay denied

S127299

A107328 First Appellate District,
Division Two

BAUM v. S.C. (ARNTZ)

Petition for review and application for stay denied

S119594

PEREZ (MICHAEL A.) ON H.C.

Petition for writ of habeas corpus denied

S119956

STEVENS (JON) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Lessard* (1965) 62 Cal.2d 497, 503;

In re Lindley (1947) 29 Cal.2d 709; *In re Dixon* (1953) 41 Cal.2d 756; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S119987

DIXSON (KENNETH) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S120011

GOMEZ (YOURY G.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S120043

JACOBSON (DAVID W.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756.)

S120055

LUGO (HENRY) ON H.C.
Petition for writ of habeas corpus denied

S120064

BUNNERY (WEST) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Dixon* (1953) 41 Cal.2d 756; *In re Lindley* (1947) 29 Cal.2d 709; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Lessard* (1965) 62 Cal.2d 497, 503; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S120067

WILLIAMS (KEVIN) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Dixon* (1953) 41 Cal.2d 756; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Lindley* (1947) 29 Cal.2d 709.)

S120097

TAYLOR (BERNARD NIMROD aka
TAYLOR (BRYAN N.) ON H.C.
Petition for writ of habeas corpus denied

S120111

RUSS (ROY) ON H.C.
Petition for writ of habeas corpus denied

S120182

CRAMER (JAMES) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

S120243

LEWIS (TEIQUON L.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304;
People v. Duvall (1995) 9 Cal.4th 464, 474.)

S120254

LOPEZ (JOEL) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780;
In re Swain (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S120276

LAKEY (DERRICK) ON H.C.
Petition for writ of habeas corpus denied

S120287

JOHNSON (DARREN D.) ON H.C.
Petition for writ of habeas corpus denied

S120315

KING (URAL) ON H.C.
Petition for writ of habeas corpus denied

S120319

REAY (TRAVIS D.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

S120321

MENCHACA (GERARDO J.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750.)

S120326

EDWARDS (JEFFERY) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S120343

BRANCH (MICHAEL) ON H.C.
Petition for writ of habeas corpus denied

S120358

CORNELIUS (DON JUAN) ON H.C.
Petition for writ of habeas corpus denied

S120360

BARTON (TERRY) ON H.C.
Petition for writ of habeas corpus denied

S120366

ORTIZ (ARMANDO) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Waltreus* (1965) 62 Cal.2d 218.)

S120402

REDDICK (LAWRENCE H.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Waltreus* (1965) 62 Cal.2d 218; *In re Lindley* (1947) 29 Cal.2d 709; *In re Dixon* (1953) 41 Cal.2d 756.)

S120461

JARA (FRANCISCO) ON H.C.
Petition for writ of habeas corpus denied

S120465

KURBEGOVICH (MUHAREM) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S120523

QAZZA (SULEIMAN ABD) ON H.C.
Petition for writ of habeas corpus denied

S120540

ANDERSON (DUANE) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S120560

WHITFIELD (DEWAYNE) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dixon* (1953) 41 Cal.2d 756.)

S120563

JACKSON (JAMES) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S121443

CRAMER (JAMES) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

S122810

CRAMER (JAMES) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

S123058

WHITFIELD (DEWAYNE) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S123430

TAYLOR (BERNARD NIMROD) aka
TAYLOR (BRYAN N.) ON H.C.
Petition for writ of habeas corpus denied

S123731

DIXSON (KENNETH C.) ON H.C.
Petition for writ of habeas corpus denied

S124078

STEVENS (JON) ON H.C.
Petition for writ of habeas corpus denied

S124265

CRAMER (JAMES) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S124801

QAZZA (SULEIMAN ABD) ON H.C.
Petition for writ of habeas corpus denied

S126238

QAZZA (SULEIMAN ABD) ON H.C.
Petition for writ of habeas corpus denied

S126433

QAZZA (SULEIMAN ABD) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Wessley W.* (1981) 125 Cal.App.3d
240, 246.)

S126694

PEOPLE v. STILLS
Petition for writ of error corum vobis is denied.

S126212

B173921 Second Appellate District,
Division One

G. (FELIX), IN RE
Publication request denied (case closed)

S107855

F029400 Fifth Appellate District
F030300

JONATHAN NEIL & ASSOCIATES v. JONES
Time extended to consider modification or rehearing

to November 3, 2004.

S113136

C037254 Third Appellate District

BRONCO WINE COMPANY v. JOLLY

Time extended to consider modification or rehearing

to November 3, 2004.

S126057

B160031 Second Appellate District,
Division Seven

HINDEN v. RUST

Time extended to grant or deny review

to September 30, 2004.

S026040

PEOPLE v. VIEIRA (RICHARD JOHN)

Extension of time denied

to file respondent's supplemental letter brief.

S029588

PEOPLE v. RICHARDSON (CHARLES)

Extension of time granted

to October 25, 2004 to file respondent's brief. After that date, only four further extensions totaling about 270 additional days will be granted. Extension is granted based upon Deputy Attorney General Kathleen A. McKenna's representation that she anticipates filing that brief by 5/25/2005.

S042660

PEOPLE v. DEMENT (RONNIE D.)

Extension of time granted

to October 25, 2004 to file appellant's opening brief. After that date, only one further extension totaling about 70 additional days is contemplated. Counsel is ordered to inform his or her supervising attorney, if any, of this schedule, and to take all steps necessary to meet it.

S042698

PEOPLE v. JURADO (ROBERT)

Extension of time granted

to October 22, 2004 to file appellant's reply brief. After that date, only two further extensions totaling about 90 additional days will

be granted. Extension is granted based upon Deputy State Public Defender Mark Hammond's representation that he anticipates filing that brief by 1/2005.

S058472

PEOPLE v. BENNETT (ERIC WAYNE)

Extension of time granted

to October 22, 2004 to file appellant's opening brief. After that date, only four further extensions totaling about 240 additional days will be granted. Extension is granted based upon counsel Tamara P. Holland's representation that she anticipates filing that brief by 6/22/2005.

S068863

PEOPLE v. SCOTT (DAVID)

Extension of time granted

to October 12, 2004 to file appellant's opening brief. After that date, only six further extensions totaling about 350 additional days will be granted. Extension is granted based upon Deputy State Public Defender Susan Ten Kwan's representation that she anticipates filing that brief by 10/1/2005.

S075699

PEOPLE v. MARTINEZ (MIGUEL)

Extension of time granted

to October 25, 2004 to file appellant's opening brief. After that date, only one further extension totaling about 50 additional days is contemplated. Extension is granted based upon Deputy State Public Defender Raoul D. Schonemann's representation that he anticipates filing that brief by 12/3/2004.

S075726

PEOPLE v. MOORE (CHARLES)

Extension of time granted

to October 18, 2004 to file appellant's opening brief.

S116432

HILL (WAYNE C.) ON H.C.
Extension of time granted

to September 8, 2004 to file petitioner's reply to informal response.

S118561

A093424 First Appellate District,
A093649 Division Three

KINSMAN v. UNOCAL CORPORATION
Extension of time granted

Respondent's time to serve and file the consolidated answer to amici briefs is extended to and including September 30, 2004.

S119046

RONO, LLC v. ALTUS FINANCE
Extension of time granted

On application of appellant, State of California, and good cause appearing, it is ordered that the time to serve and file a consolidated answer to amicus briefs filed by New York Bank et al. and 21st Century Insurance Company is extended to and including October 12, 2004.

S120238

H023584 Sixth Appellate District

PEOPLE v. MODIRI
Extension of time granted

to September 13, 2004 for appellant to file the reply brief on the merits. No further extensions of time are contemplated.

S120249

SAMAYOA (RICHARD) ON H.C.
Extension of time granted

to September 22, 2004 to file the reply to the informal response to the petition for writ of habeas corpus. After that date, only one further extension totaling about 40 additional days will be granted. Extension is granted based upon counsel Glen Niemy's representation that he anticipates filing that document by 10/30/2004.

S123474

A097749 First Appellate District,
Division Five

PEOPLE v. MCGEE

Extension of time granted

to September 17, 2004 to file appellant's answer
brief on the merits.

S125502

C043329 Third Appellate District

CONNERLY v. STATE PERSONNEL BOARD

Extension of time granted

to October 8, 2004 to file real parties in interest
opening brief on the merits.

S125572

D040040 Fourth Appellate District,
Division One

PEOPLE v. MURPHY

Extension of time granted

to September 20, 2004 to file respondent's
opening brief on the merits.

S025748

PEOPLE v. CASARES (JOSE L.)

Order appointing State Public Defender filed

The order appointing Michael G. Millman, as
Executive Director of the California Appellate
Project in San Francisco, to serve as interim
appellate counsel of record for appellant Jose
Lupercio Casares, filed Jan. 22, 2004, is hereby
vacated.

The State Public Defender is hereby
appointed to represent appellant Casares for the
direct appeal in the above automatic appeal now
pending in this court.

Executive Director Millman shall continue to
serve as interim habeas corpus/executive
clemency counsel of record for appellant
Casares.

S068536

PEOPLE v. MCWHORTER (RICHARD)

Withdrawal of counsel allowed by order

Good cause appearing, the application of
appointed counsel for permission to withdraw as
attorney of record for appellant Richard
McWhorter, filed July 30, 2004, is granted.

The order appointing the State Public

Defender as counsel of record for appellant Richard McWhorter, filed September 24, 2002, is hereby vacated.

David S. Adams is hereby appointed as counsel of record to represent appellant Richard McWhorter for the direct appeal in the above automatic appeal now pending in this court.

S076169

PEOPLE v. PARKER (GERALD)
Order appointing State Public Defender filed

State Public Defender appointed to represent appellant for the direct appeal.

S080947

PEOPLE v. ENRACA (SONNY)
Withdrawal of counsel allowed by order

Good cause appearing, the application of separately appointed appellate counsel for permission to withdraw as attorney of record for appellant Sonny Enraca, filed August 17, 2004, is granted.

The order appointing Gilbert Gaynor as appellate counsel of record for appellant Sonny Enraca, filed July 29, 2004, is hereby vacated.

Michael Millman, as Executive Director of the California Appellate Project, is hereby appointed to serve as interim appellate counsel of record for appellant Sonny Enraca in the above automatic appeal now pending in this court.

S009038

PEOPLE v. TURNER (RICHARD DEAN)
Order filed

The request of appellant for 45 minutes for oral argument is granted.

S029588

PEOPLE v. RICHARDSON (CHARLES)
Order filed

Appellant's application for permission to file supplemental brief is granted.

S030956PEOPLE v. RAMOS (WILLIAM J.)
Order filed

The request of appellant for 45 minutes for oral argument is granted.

S034800PEOPLE v. DEHOYOS (RICHARD L.)
Orders filed (2)

- (1) On the court's own motion, the order appointing Michael A. Mendelson as habeas corpus counsel of record for appellant Richard Lucio DeHoyos, filed May 24, 1999, is hereby vacated.

Michael G. Millman, as Executive Director of the California Appellate Project in San Francisco, is hereby appointed to serve as interim habeas corpus/executive clemency counsel of record for appellant Richard Lucio DeHoyos.

Mendelson is directed to deliver to Executive Director Millman, within 30 days from the filing of this order, all clerk's and reporter's transcripts in *People v. DeHoyos* (S034800), all habeas corpus investigation work product and trial files, and all investigation reports and related materials obtained from appellant's trial counsel, paralegals, experts and investigators, or from any other source.

- (2) In conjunction with the order filed this day vacating the habeas corpus/executive clemency appointment of Michael A. Mendelson as counsel of record on behalf of appellant Richard Lucio DeHoyos in the above automatic appeal now pending in this court, Mendelson is ordered to reimburse this court the sum of \$59,875, subject to his ability to demonstrate to the court that he should be credited, as appropriate, for habeas corpus "work performed that is determined by the court to be of value to the court." (See Payment Guidelines for Appointed Counsel Representing Indigent Criminal Appellants in Cal. Supreme Ct., guideline V ["Court Action Upon Nonperformance of Work, and Reimbursement of Fees Upon Authorized Withdrawal of Appointed Counsel"], subpt. B.)

S125044

A106026 First Appellate District,
Division Three

JOHNSON (JOSEPH J.) ON H.C.
Order filed

The order filed on August 11, 2004, denying the
petition is amended to read, in its entirety:
"Petition for review DENIED."

S124232

PLATT ON DISCIPLINE
Pet/writ of review denied; recommended discipline
imposed

Adopt recommendation to terminate suspension.

D044451 Fourth Appellate District

IN RE MICHAEL N.; SAN DIEGO COUNTY
HEALTH & HUMAN SERVICES AGENCY v.
NICOLE N.

The above-entitled matter, now pending in the
Court of Appeal, Fourth Appellate District is
transferred to the Court of Appeal, Second
Appellate District.

F042962 Fifth Appellate District

PEOPLE v. McCLOUGH, JR.

The time for granting review on the court's own
motion is hereby extended to and including
September 26, 2004. (Cal. Rules of Court, rule
28.2(c).)

Bar Misc. 4186

IN THE MATTER OF THE APPLICATION OF THE
COMMITTEE OF BAR EXAMINERS OF THE
STATE BAR OF CALIFORNIA FOR ADMISSION
OF ATTORNEYS
(3 orders)

The written motion of the Committee of Bar
Examiners that the following named
applicants, who have fulfilled the
requirements for admission to practice law
in the State of California, be admitted to the
practice of law in this state is hereby
granted, with permission to the applicants to
take the oath before a competent officer at
another time and place:
(LIST OF NAMES ATTACHED TO
ORIGINAL ORDER)

MSB 2004-8-1

APPOINTMENT OF STATE BAR COURT JUDGES

Pursuant to section 6079.1 of the Business and Professions Code, and Rule 961 of the California Rules of Court, the Supreme Court hereby makes the following appointments to the State Bar Court from a list of nominations submitted by the Applicant Evaluation and Nomination Committee:

The Honorable Judith A. Epstein is hereby reappointed as a Review Judge of the State Bar Court for a term to commence on the date on which she takes the oath of office and extend to November 1, 2010.

The Honorable Richard A. Honn is hereby reappointed as a State Bar Court Hearing Judge in Los Angeles for a term to commence on the date on which he takes the oath of office and extend to November 1, 2010.

**SUPREME COURT CALENDAR
SAN FRANCISCO SESSION
SEPTEMBER 8 and 9, 2004**

(SECOND AMENDED)

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom 350 McAllister Street, Fourth Floor, San Francisco, California, on September 8 and 9, 2004.

WEDNESDAY, SEPTEMBER 8, 2004 – 9:00 A.M.

S112862 Graham v. Daimler-Chrysler
S112943 Tipton-Whittingham v. City of Los Angeles
S121568 McClung v. Employment Development Department
S113799 Elsner v. Uveges (*Rescheduled to the October 5, 2004 calendar.*)

1:30 P.M.

S110377 People v. Williams
S030956 People v. William James Ramos (Automatic Appeal)
S028747 People v. Rodney Jesse San Nicolas (Automatic Appeal)

THURSDAY, SEPTEMBER 9, 2004 – 9:00 A.M.

S120903 Morohoshi v. Pacific Home
S106273 People v. Seel

1:30 P.M.

S108220 Stockett v. Association of California Water Agencies
S117641 People v. Briceno
S009038 People v. Richard Dean Turner (Automatic Appeal)

GEORGE
Chief Justice

If exhibits are to be transmitted to this court, counsel must comply with Rule 18(c), California Rules of Court.

